App F. IX 4

1925.

File No. 1826

Previous references (Madura)

Serial Nos. 1 – 6

Later references

(21)

CENTRAL AND REVENUE SECRETARIAT.

Serial Nos. 6

Part B for September 1926.

SUBJECT

Submits a report in the matter of the resumption of the Kodagi Inam in Godi Kambampalli Village endowed to the Sri Venugopalaswamy temple at Chalamkode in the Chintamani Taluq

G.O. No. 481-3 Dated 9.9.26

To the Madras Commr.
" Comptroller
" Supt. S & Settlements.

The recommendation of the Madras Commr is sanctioned

Sd

G. R. S. 11] 1925

GENERAL AND REVENUE SECRETARIAT.

(Mag.)

NOTES.

File No. 186-25

FILE HEADING.

Resumption of the Kodagi cists in Jodi Kambam palli Village endowed to Sri Venugopala Swamy temple at Chalamkote, Chintamani Taluk.

From

The Muzrai Commissioner,

C. No. 454 Dated Received 22. 12. 25.

Diary No.	Enclos.	Spare Copies.	Serial No.
446.	Nil	—	1

BRIEF ABSTRACT OF LETTER.

Reports that he agrees in the Dy. Comrs. finding that as the petrs - B. Venkatadasappa and his brothers - have failed to take advantage of the terms offered by Govt., the Kodagi lands may be resumed from their

NOTES AND ORDERS.

possession, and registered in the name of the institution.

The Revenue Dy. Comrs order dt 14.9.25 gives a full history of the facts of the case.

Submitted

23.12.25

The Kodagidar has not been asked to repair the tank and has not acted in

NOTES—First Sheet.

Serial No

The Rev: Com^r orders in the matter the Mag: Com^r recommendation to resume the Kodiyi Inam a register is in the name of the institution may be sanctioned, the lands being upheld & maintained from the funds of the institution.

3

23/12/25 RSec

W.P. Sd/-

It is open to the Kodiyidars to file an appeal against the Dcs order to the Rev Com and it seems desirable to defer final action as recommended by the Mag Com^r till after the expiry of the period of limitation. This may be ascertained by reference to the Mag Com^r 1st monthly

D/1/26.

16/2-1

Yes. The Dcs report on the point may be called for

2/1/26.

D/1.1.

4/1

6

D/F. Enlisted

AE 6.1.26.

For approval.

Rev. Secy. 7/1

Issued 8/1 9/1

Note—Contn. Sheet

App. F. III—2]

WD 0569—GPB—40,000—31-7-2

File No. of 192

General and Revei
Secretariat

Serial No.

NOTE—Contn. Sheet

Serial No

2. To. Mur Commr. No 824 & 12.1.26
Calls for info as to whether any appeal was filed by the unsuccessful party against the Dy's decision and if not whether the period of limitation has expired
(A) No 825 & 12.1.26. Forwards copy of the above to Rev Commr.

From 11/11 to 8. From The Mur. Comr.
Letter no. C.454 & 11.6.26.
Reports that an appeal does not appear to have been preferred by Venkatadasappa in the case against the Dy. Comr's. decision.
10 Submr. for orders; with ref. to
AV 21-6-26 Member's minutes in para 5
21-6-26
11 Please see para 5. The M.C's Member's orders in
reply is now received. Shall we not
R.C's report also, be received, separately?
A copy of the letter (SL No 2) to M.C was
sent to the R.C. (A above). Shall we not
call for the R.C's report, with reference to it?
Mr. A.V. Please bring up.
12 The Rev--- Comr's. reply also
is necessary before the case
is disposed of. Dept. Secr. Submits
for appr.
13 Done
25.6.26

App. F. III—2]

File No. of 192

WD

General and Secretariat

Serial No.

Secretariat | Rev 2 File No. 186 of 1925

Serial No

4 To. Rev Commr No 1667 Dt 29.6.26
Invites ref to 1882
& calls for Rules of the Depart already Duc from him

5. From, The Rev. Comr,
Letter C. no. 44/26-27 Dt 16-8-26
Submits a copy of the Kola Dy. Comr's. letter stating that an enquiry was issued to the petitioner Venkatadasappa, and that he does not appear to have preferred a appeal in this case against his decision.

14 Orders are solicited in the matter of the resumption of the Kodagi inam lands for the benefit of Sri Venugopala Swamy temple at Chalamkote, Chittamani Taluq Submitted. For orders.

19/8/26 19.8.26 15 Refce:- Paras (4) & (5) above
16 Rev. Sec'y) 19/8

17 The Kodagi Inam (1 acre 5 guntas) may be resumed and the Registry transferred to the name of the Deity. The records show that it is not in the hands of the Kodagi garu now and the order of resumption is only a formal

18 Matter 2nd mention) I do agree 22/8/26

SECRETARIAT OF COUNCIL
24 AUG. 1926
No. 1497

Note—Contin. Sheet

App. F. III—2]

WD 0569—GPB-

File No. of 192 .

General and Re
Secretariat

Serial No.	

NOTE—Contn. Sheet

WD 01264—GPB—40,000—17-12-2

[App. F. III—

Secretariat | File No. 186 of 1925.

Serial No

Mr. A.V. please bring up in 3/9

Draft proceeds revision as pointed out. Please put up a revised draft as instructed & bring up. 2/9

27) Draft G.O. Submitted. 28/8/26 28/8/26 30/8/26

27) Revised Draft. under Submittal. 2/9/26 2/9/26

23) Draft revised. Typed draft. please 2/9

24) Resp. 1-Para 17-19 above. for approval. Rev. Secy 3/9

25) Typed draft put up. 3/9/26

26) Orders issue GPS 3.9.26 by 4/9

6. To

Rev & Genl Commr, Comptr & Surveyor Rev Survey. 481-3 dt 9.9.26.

Sanction the recommendation

Office of the Muzrai Commissioner in Mysore,
Dated Bangalore the 18th December 1925.

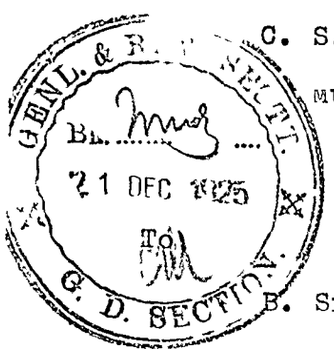
Rep & memo

21 cc.

25255

From

C. S. Balasunderam Iyer, Esquire, B.A.,
Muzrai Commissioner in Mysore,
Bangalore.



To

B. Srinivasa Iyengar, Esqire, B.A.,B.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore, Revenue Department.

Sir,

In submitting herewith copy of letter No. P.C. 94-/23-24 dated the 7th July 1924 received from the Deputy Commissioner, Kolar District, recommending resumption of the Kodagi Inam land in Jodi Kambampalli village, an inam village belonging to the Sri Venugopalaswamy temple at Chalamkote, Chintamani Taluk, I have the honour to state that the Deputy Commissioner was asked to hear the parties and submit his report with his findings in the matter.

After hearing the parties he has recorded his findings in the matter and recommended in his letter muz.App. No.-/24-25 dated the 3rd October 1925 (copy enclosed) that, for reasons stated in his order, the Kodagi inam may be resumed from the possession of B. Venkatadasappa and his brother and registered in the name of the temple of Sri Venugopalaswami to which institution is endowed the inam village wherein the Kodagi inam is situated.

I agree with the Deputy Commissioner's finding and request that the land may be registered in the name of the institution. The maintenance of the tank will be undertaken from the funds of the institution.

The entire record with the Deputy Commissioner's findings in the matter is herewith submitted for kind perusal and return.

I have the honour to be,

Sir,
Your most obedient servant
C S Balasundaramiyer
Muzrai Commissioner.

Letter No. muz. APP.4/24-25 dated the 23rd October 1925 from the 7
Deputy Commissioner, Kolar District to the Muzrai Commissioner in Mysore Bangalore.

With reference to your letter No,C. 64 of 24-25 dated the 22nd August 1924, returning the records relating to the resumption of the Kodagi Inam lands in Jodi Kambampalli village endowed to the Sri Venugopala. Temple at Chalamakote, Chintamani Taluk, I have the honour to retransmit the entire correspondence together with a copy of my order passed in the case on 17-9-1925, after hearing both the parties

2. For the reasons contained in my order referred to above I recommend that the Kodagi Inam lands of the said village may be resumed from the possession of B. Venkatadasappa and his brother and registered in the name of the temple of Sri Venugpopalaswamy to which the Inam village belongs. In the meanwhile I have ordered that the lands may remain ~~x~~ in ~~the~~ possession of the archak who has long been in possession of the lands, subject to the condition, that he should keep the tank in a state of proper repair.

"Copy"
RAG.

For Muzrai Commissioner.

4 23-24 dated the 7th July 1925) from the Deputy
e , K lar istrict to the Muzrai Commissioner xxxxxx in ---
Mysore.

"In forwarding herewith a file of correspondence ending with the Kolar Sub Division Officer's report No.R.O.C.355/22-23 dated 31-1-24 regarding the restoration and maintenance of the tank of the Jodi --- Kambampalli village which is an endowment to the Sri Venugopalaswami temple at Chalamkote, Chintamani Taluk, I have the honor to state as follows:--

2. In the Jodi village of Kambampalli endowed to the Sri Venugopala swami temple at Chalamakote, there is a tank which has some Kodigi --- inam lands attached to it. These inam lands were in the enjoyment of one Venkatadasappa and his brothers who are the Kodigidars. About -- the year 1905, the tank was in a state of disrepair, owing to the --- Kodigidars' negligence to maintain it in a proper condition. An estimate for Rs.400/- for repairing the tank was got up and as the -- Kodigidars failed to execute repairs and the tank was in an urgent -- need of repairs owing to its importance as constituting a sacred tank, the Archak Govindabhatrachar of the temple was permitted to execute - repairs and to take possession of the inam lands. Accordingly the Archak executed repairs to the extent of Rs.238-1-0. He also took possession of the Kodigi inam lands, accordingly to this office - order No.14 dated 30-6-1911.

3. As the Kodigidars were dispossessed of the inam lands, and the produce for the previous years, Venkatadasappa, Kodigidar appealed - to the Revenue Commissioner in the 15-16. The appellate authority after hearing the parties concerned, passed his order No.883 dated - 13-1-1916 in appeal case No.52/15-16 to the following effect.--

(a) Appellant Venkatadasappa should reimburse the Archak (respondent) to the ~~extent~~ extent spent by him on the tank.

(b) He should also execute or pay for such other work as remained to be done and as was necessary in the opinion of the Deputy Commissioner, the amount throughout being fixed by that officer.

(c) Regarding the crops taken by the Archak, the appellant agrees to abide by the Deputy Commissioner's decision as to what part should go to himself. He also undertakes to do the maintenance work annually and keep the tank in good order.

(d) Full assessment need not be levied from the appellant.

(e) The land taken out of appellant's possession should be restored

restored to him, when he has acted to the Deputy Commissioner's satisfaction.

4. On receipt of the records back from the Revenue Commissioner, orders were issued to the Sub Division Officer in this office No. 5426 dated 21-9-1916, for enquiry and report on the following points:-

(i) The value of the work done to the tank by the Archak till [illegible].

(ii) The value of the work which remained still to be done.

(iii) To give the Sub Division Officer's opinion as to the -- [illegible] should go to Venkatadasappa's share.

The Amildar's report on the statements of the parties concerned [illegible] No.389 dated 19-11-1916 to the following - effect --

(i) That the Archak had done the work to the value of Rs.238-1-0.

(ii) That the value of the work which remained to be completed was Rs.102-0-0.

As to the quantity of paddy which the Archak had taken was - [illegible] Rs.3 Odd. Half of this quantity was a reasonable amount which could be considered to be delivered to Kodigidar Venkatadasappa. But the Archak in his statement dated 21-3-1916 stated that the value of the work done by him was Rs.238-6-0 and produced a list showing the payments of paddy made by him. It is seen according to this, that [illegible] Rs.135 Odd Kolagas [illegible] paddy of the corn. Venkatadasappa's statement was also recorded by the Amildar on 14-11-[illegible]. He had stated in support that the Archak had spent Rs.135-6-0 [illegible] the quantity of paddy with the Archak was [illegible]-1-[illegible] he further stated that he had no objection to re-imburse [illegible] to the Archak which might be ascertained by Government officers to be spent according to agreements, to execute the [illegible] and to complete the work at his cost and to [illegible] quantity of produce as would be determined by the Deputy to him or reasonable. The tank inspector took ---- measurements on 21-3-1916 and found that the work done by the --- Archak was worth Rs.238-1-0.

5. After a full consideration, of all the aspects of the question [illegible], Devaraj Urs, the then Sub Division Officer, recommended to the - Deputy Commissioner in his Yadi No.763 dated 16-12-1916, to the --- following effect:--

the Tank Inspector's measurements , the work -- done by the Archak was worth Rs.238-1-0. According to the Archak himself it was Rs.225-6-0. Hence the latter amount might be take as correct and admitted.

(ii) The value of the work yet to be done was Rs.162/- and

iii) And lastly that the Amildar's recommendation to direct the - Archak to deliver half the produce to Venkatadasappa might be -- accepted. Mr. Bowring, the then Deputy Commissioner, passed orde on 15-4-1917 directing that Venkatadasappa should be asked to -- deposit at once the whole amount spent by the Archak, and also the amount required ~~repaired~~ for further completion of the work. And that when intimation of the deposit of the amounts by Venkatadasappa was received, orders would be passed regarding the delivery of the produce suitably.

6. The Amildar reported that Venkatadasappa was required to abide by the above order, by issuing notices to him several --- times, but the latter never complied with the ~~requisitions~~ requisitions He did not deposit any amount. Venkatadasappa and his brother Krishnaiya successively evaded the attendance before the Amildar. As the matter stood thus, Mr. Chakrapani Iyengar, the then Sub Division Officer, in contravention of the terms of Deputy Commissioner's orders took a mutchalika from the Kodigidars on 25-8-1920, to the effect that as decided by him after inspection of the tank on 14-4-1920, the Kodigidars should deposit a sum of -- Rs.100/- towards the cost of repairs which remained yet to be done up-to that date and the Archak need not pay any produce to the -- Kodigidars, but have it for himself in satisfaction of the cost of repairs which he had done already. And that the Kodigidars should deposit the sum of Rs.100/- within a specified time.

7. The Amildar Mr. Venkatakrishnappa reported to the Sub Division Officer, in his No.535/19-20 dated nil, received by the Sub Division Officer on 14-6-1920, that the Kodigidars had --- failed to comply with the requisitions and recommended that the inam lands ~~xxx~~ might be resumed and khata transferred to the name of the deity. Mr. Chakrapani Iyengar thereupon forwarded to the Amildar the Kodigidars' mutchalika taken by him on 25-8-1920 and asked the Amildar to enforce its conditions. (But the present Sub Division Officer Mr. Abdul Hukh points out that Mr.Chakrapani

Iyengar has taken a new line of action in the face of the recommend already made by Mr. Devaraj Urs, Sub Division Officer and orders of the Deputy Commissioner, Mr. Bowring thereon.)

8. It has come to light that the Kodigidar has executed a -- registered document in favour of the Archak on 6-12-1916 whereby he agreed to convey one half of the Kodigi inam land to the Archak, on condition of his maintaining the tank satisfactorily in future, by meeting half the total cost of such maintenance, as the Kodigidar was not now able to abide by the conditions imposed upon him by the Revenue Commissioner and consequently would make over a portion of the inam to the Archak. But the Archak examined on the point, --- stated that he was not agreeable to the deed of conveyance of the property in his favour, since the Kodigi land is unenfranchised and the executant of the document had no right to alienate the property. Besides this alienation to the Archak (Govindachar) the --- Kodigidar has gifted a portion of the inam to one Gundappa, and necessary action in this case also will be taken by this office.

It is reported that the Kodigidars have all along evaded the payment of the amount and have failed to execute the necessary further repairs to the tank, though they deposited a sum of Rs.100/- in accordance with Mr. Chakrapani Iyengar's suggestions.

9. But in the foregoing circumstances, I am of opinion that the order of Mr. Bowring should have been enforced. As the --- Kodigidars have repeatedly failed to act up to that order, which is based on the Revenue Commissioner's order, I recommend that -- orders of Government may kindly be obtained for the resumption of the said Kodigi inam lands and for their registration in the name of the deity."

"C o p y"

for Murrai Commissioner.

KSR.

SUBJECT.....

Section mur

File No. 186-25

Seria No. 2

No. 824

Bluetonefile

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

The ~~Revenue Divl~~ Inspr. Coms. in mysore.

Sir,

Adverting to your letter No. C. 1,54 of 25-6 dt 21-12-25 ~~requesting that you agree in the Kolar Dy. Comrs. finding~~ in the matter of ~~that for reasons stated~~, the Kodagi inam in Godi Kambampalli Village endowed to Sri Venugopala Swamy temple at Chalamkote in the Chintamani Taluk ~~may be resumed from the Kodagidars and~~ being registered in the name of the inamdar I am directed to ~~state that~~

Date of issue..... 12.1.26

Signed by.....

List of enclosures.....

Copied by.....

Examined by.....

over

it is open to the Kodagadans
to file an appeal against
the Dy. Com's. order to the
Rev. Comr & they to request
to be informed that whether no
any such appeal has been
been filed, & by the respondent party, and if
so, not, whether the period against the D
of limitation has expired Comm's order
or if so, when.

(2) The records are herewith
returned for reg. & re-submn

I have etc

8/1/26
Dy. Registrar

8/1/26

Copy to Revn Comr for info 825 & 12.1.26

of the Muzrai Commissioner in Mysore.

Dated Bangalore, 9th June 1926.

52346

From

C. S. Balasundaram Iyer, Esq., B.A.,

Muzrai Commissioner in Mysore,

Bangalore.

To

Ranganatha Rao Saheb, Esq., B.A., B.L.,

Secretary to the Government of

His Highness the Maharaja of Mysore,

Revenue Department.

Sir,

Adverting to your letter No.G.824/Muz.186-25-2 dated 12th January 1926 requesting to be intimated whether no appeal has been filed by the unsuccessful party against the Deputy Commissioner's decision and if not, whether the period of limitation has expired in re the resumption of the Modagi Inam in Jodi Kambampalli village endowed to Sri Venugopalaswamy temple at Chalamkote in the Chintaman Taluk, I have the honor to state that the Deputy Commissioner Kolar District in his letter No.R.O.C.1583 of 25-26 dated 27th May 1926 reports that an endorsement as per copy enclosed was issued to --- petitioner Venkatadasappa on 23-10-25 in the matter and that the - petitioner does not appear to have preferred an appeal in this --- case against his decision. The appeal should have been filed --- within 3 months. Now over 6 months have elapsed.

The entire file of records is herewith re-submitted.

I have the honor to be,

Sir,

Your most obedient servant,

C S Balasundaram Iyer

Muzrai Commissioner.

Kolar District to the Muzrai Commissioner in Mysore.

"With reference to your letter No.C.454 of 25-26 dated 23rd January 1926, regarding the resumption of the Kodigi Inams in Jodi Kambhampalli village, ~~Gixnk~~ Chintamani Taluk, I have the honor to state that an endorsement was issued to Petitioner Venkatadasappa on 23-10-25 in the matter and a copy of the same is enclosed herein for favour of perusal. He does not appear to have preferred an appeal in this case against my decision.

2. The entire file of correspondence is herewith retransmitted."

"C o p y"

for Muzrai Commissioner.

Section mm

File No. 186-25

Serial No. 4

No. 1667

Diary No. of letter replied to.....

To

The Revl. Comr

General and Revenue Secretariat

( )

the 192

Sir,

Date of issue 29/6/26

I am directed to invite reference to this office memo no. 825-Mez. 186-25 dy 12.1.26 forwarding a copy of Comrs no 824 of the same date addressed to the Mez. Comr in my office enquiring whether no appeal has been filed by the unsuccessful party against the dy. Comr's decision, and if not, whether the period of limitation has expired in re the resumption of the Kaifiat inam in jodi over Kambam pattu belonging to—

Signed by Mr Narasimhulu Naidu

List of enclosures.....

Copied by.....

Examined by.....

WD 01265—GPB—31,000—24-12-25

endowed to Sri Venugopala
Swamy temple at Chalamkote
in the Chidambaram Taluk, and to request a
very early reply thereto. I have the

Yours &c
Secretary

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE

Bangalore, 12th August 192 6.

FROM

Ramaswamaiya Esq., B.A., B.L
REVENUE COMMISSIONER IN MYSORE.

GEN. & REV. SECRETARIAT
MUZRAI

GEN. & REV. SECT. 16. AUG. 1926 G. D. SECTION

THE SECRETARY TO THE GOVERNMENT OF
HIS HIGHNESS THE MAHARAJA OF MYSORE
REVENUE DEPARTMENT.

SIR,

With reference to your letter No. 1007/Muz.186-25-4 dated 29-6-1926 enquiring whether an appeal has preferred by the Kocagicars of the Kocagi Inam under Kambhampalli tank, Chintamani Taluk. I have the honor to forward herewith copy of the Kolar District Deputy Commissioner's letter No. R.C.C.1583/25-26 dated 27-5-1926 addressed to the Muzrai Commissioner stating that an endorsement was issued to the petitioner, Venkatacasappa, on 23-10-1925 in the matter, and that he does not appear to have preferred an appeal in this case against his decision It is ascertained that the Muzrai Commissioner also has reported to you on the subject in his No. C.454/25-26 dated 11-6-1926

I have the honor to be,

Sir,

Your most obedient servant

Assistant Commissioner,
for Revenue Commissioner,
Absent from the station

L.E.R.

Letter No. R.O.C.1583/25-26 dated 27-5-1926 from the Deputy Commissioner, Kolar District, to the Muzrai Commissioner in Mysore, Bangalore.

With reference to your letter No. C.454/25-26 dated 23rd January 1926, regarding the resumption of the Kodagi Inams in Jodi Kambhampalli village, Chintamani Taluk I have the honor to state that an endorsement was issued to the petitioner, Venkatadasappa, on 23rd October 1925 in the matter and a copy of the same is enclosed herein for favour of perusal. He does not appear to have preferred an appeal in this case against my decision.

The entire file of correspondence is herewith retrans mitted.

" Copy "

For Revenue Commissioner.

L.B.R.

Proceedings of the Government of H.H.
the Maharaja of Mysore.

Read.-

Correspondence ending with letter No.C 454 dated 11-6-26 from the Muz. Commr. in mysore in the matter of the resumption of the Kodagi Inam in Jodi Kambampalli village endowed to the Sri Venugopalaswamy temple at Chalamkote in the Chintamani Taluk.

2) Letter No. C.44 dated 16-8-26 from the Rev. Commr. on the subject.

Order No. 481-3 Muz 184-25-6 dated 9th September 1926

Sue ane file & M.C.

It is reported that the Kodagi Inam land attached to the tank in the Jodi village of Kambampalli endowed to the Sri Venugopala Swamy temple at Chalamkote, Chintamani Taluk, was in the enjoyment of one Venkatadasappa and his brothers who are the Kodagidars, and that, about the year 1905, the tank fell into disrepair owing to the negligence of the Kodagidars to maintain it. As the Kodagidars failed to execute repairs, as per estimate prepared and as the tank was in urgent need of restoration owing to its importance as constituting one of a series, the temple Archak Govinda Bhatta executed repairs to the value of Rs. 238-1-0 and took possession of the Inam lands, under Dy Commr's Order dated 30-6-11. As the Kodagidars were dispossessed of the Inam land and the produce for the previous years

Venkatadasappa Kodagidar appealed to the Rev. Commr. in the year 15-16. After ~~hhm~~ hearing the parties concerned, the Rev. Commr. ordered on 13-1-1916 that the appellant Venkatadasappa should reimburse the Archak (Respdt.) to the extent spent by him on the tank, that he should also execute or pay for such other ~~wx~~ work as remained to be done or as may be necessary, in the opinion of the Deputy Commr. ~~and~~ and that he should, ~~he~~ agree ~~cording to undertaking~~ do the maintenance work annually and keep the tank in good order, and that the land taken out of the Appellant's possession should be restored to him ~~when he has acted to the Deputy Commr's. satisfaction~~. after he had fulfilled conditions satisfaction of

As the Kodagidars evaded payment of the amount spent on repairs to the tank, and failed to execute the necessary further repairs, and further alienated unauthorisedly a portion of the Inam, the Deputy Commr. recommends that the Kodagi Inam may be resumed and registered in the name of the Institution, Sri Venugopalaswamy. The Muz. Commr. supports the Deputy Commr's. recommendation, and adds that the maintenance of the tank will be undertaken from the funds of the institution.

2. In these circumstances Govt. are pleased to sanction the recommendation of the Muz. Commr.

Rs 3926

Rev. Secy. to Govt.

Rly-3/9/26

To

The Rev. & Muz. Commr. returning enclosures
The Comptroller to Govt.
The Supdt. Rev. Survey & Inam Settlements.

Copy to